

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
222 WEST SEVENTH AVENUE, #13
ANCHORAGE, ALASKA 99513-7599

INTERIM CONVEYANCE

WHEREAS

Koniag, Inc., Regional Native Corporation
(Successor in Interest to Nu-Nachk Pit, Inc.)

is entitled to a conveyance pursuant to Secs. 14(a) and 22(j) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613(a), 1621(j), of the surface estate in the following-described lands:

LANDS OUTSIDE THE KODIAK NATIONAL WILDLIFE REFUGE
Public Land Order (PLO) No. 1634

Seward Meridian, Alaska

T. 29 S., R. 29 W., (Harvester Island)

Sec. 18;

Sec. 19, excluding U.S. Survey Nos. 590 and 4658;

Sec. 20;

Sec. 30, excluding the Harvester Island Spit Lighthouse, U.S. Survey Nos. 138, 304, 590, 1393 and 4658, and those lands within PLO No. 1634.

Containing approximately 385 acres.

T. 29 S., R. 30 W., (Bear Island)

Secs. 13 and 14.

Containing approximately 55 acres.

Aggregating approximately 440 acres.

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LANDS WITHIN THE KODIAK NATIONAL WILDLIFE REFUGE
PLO No. 1634

Seward Meridian , Alaska

T. 29 S., R. 29 W.,
Sec. 24, excluding U.S. Survey No. 1918;
Secs. 25 and 26;
Sec. 36.

Containing approximately 1,129 acres.

Total aggregated acreage is approximately 1,569.

Excluded from the above-described lands herein conveyed are the submerged lands, if any, up to the ordinary high water mark, beneath rivers or streams 3 chains wide (198 feet) and wider and lakes 50 acres and larger, which are meanderable according to the 1973 Bureau of Land Management Manual of Surveying Instructions, as modified by Departmental regulation 43 CFR 2650.5-1. These submerged lands will be identified at the time of survey.

Also excluded are lands covered by tidal waters up to the line of mean high tide. The actual limits of tidal influence for those water bodies will be determined at the time of survey.

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES OF AMERICA, unto the above-named corporation the surface estate in the lands above described; TO HAVE AND TO HOLD the said estate with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said corporation, its successors and assigns, forever.

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EXCEPTING AND RESERVING TO THE UNITED STATES from the lands so granted:

1. The subsurface estate therein, and all rights, privileges, immunities, and appurtenances, of whatsoever nature, accruing unto said estate pursuant to the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613(f); and
2. Pursuant to Sec. 17(b) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1616(b), the following public easement, referenced by easement identification number (EIN) on the easement map, a copy of which can found in the Bureau of Land Management's Public Land Records, is reserved to the United States. This easement is subject to applicable Federal, State, or municipal corporation regulation. The following is a listing of uses allowed for this type of easement. Any uses which are not specifically listed are prohibited.

One Acre Site - The uses allowed for a site easement are: vehicle parking (e.g., aircraft, boats, all-terrain vehicles (ATVs), snowmobiles, cars, trucks), temporary camping, and loading or unloading. Temporary camping, loading or unloading shall be limited to 24 hours.

(EIN 102 D1, L, N) A one (1) acre site easement upland of the mean high tide line in Sec. 19, T. 29 S., R. 29 W., Seward Meridian, on the southwest shore of Harvester Island. The uses allowed are those listed above for a one (1) acre site.

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THE GRANT OF THE ABOVE-DESCRIBED LANDS IS
SUBJECT TO:

1. Issuance of a patent after approval and filing by the Bureau of Land Management of the official plats of survey confirming the boundary description and acreage of the lands hereinabove granted.
2. Valid existing rights therein, if any, including but not limited to those created by any lease, contract, permit, right-of-way, or easement, and the right of the lessee, contractee, permittee, or grantee to the complete enjoyment of all rights, privileges, and benefits thereby granted to him. Further, pursuant to Sec. 17(b)(2) of the Alaska Native Claims Settlement Act of December 18, 1971 (ANCSA), 43 U.S.C. 1601, 1616(b)(2), any valid existing right recognized by ANCSA shall continue to have whatever right of access as is now provided for under existing law.
3. Requirements of Sec. 22(g) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1621(g), that (a) the above-described lands which were on December 18, 1971, within the boundaries of the Kodiak National Wildlife Refuge, Public Land Order No. 1634, remain subject to the laws and regulations governing use and development of such refuges, and that (b) the right of first refusal, if said land or any part thereof is ever sold by the above-named corporation, is reserved to the United States.

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4. The following third-party interests created and identified by the U.S. Fish and Wildlife Service, as provided by Sec. 14(g) of the Alaska Native Claims Settlement Act of December 18, 1971:
 - a. Special Use Permit 16674 was issued to Robert B. Griggs, 6261 Trappers Trail, Anchorage, Alaska 99516, to use the land for cabins to conduct a commercial fishing operation located on the east shore of Uyak Bay across from Cormorant Rock at the NW¼SW¼, Sec. 25 of T. 29 S., R. 29 W., Seward Meridian, Alaska. The period of use is from 1993 to 1997, from May 15 to September 15 of each year.
 - b. Special Use Permit 51542 was issued to DeWitt Fields, Box 25 Kodiak, Alaska 96615, for grazing purposes on both Bear and Harvester Islands. The permittee has building improvements on both islands. The period of use is for 5 years from January 1993 to December 1998.
5. Requirements of Sec. 14(c) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613(c), as amended, that the grantee hereunder convey those portions, if any, of the lands hereinabove granted, as are prescribed in said section.

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IN WITNESS WHEREOF, the undersigned authorized officer of the Bureau of Land Management has, in the name of the United States, set her hand and caused the seal of the Bureau to be hereunto affixed on this Seventeenth day of December, 1993, in Anchorage, Alaska.

UNITED STATES OF AMERICA

/s/ Patricia K. Underwood

Patricia K. Underwood
Acting Chief, Branch of KCS Adjudication

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